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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/714,887	11/13/2003	Jacqueline E. Heard	MBI-0058CIP	5720

47550 7590 07/25/2007
MENDEL BIOTECHNOLOGY C/O MOFO SF
425 MARKET STREET
SAN FRANCISCO, CA 94105

EXAMINER

KRUSE, DAVID H

ART UNIT	PAPER NUMBER
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1638

MAIL DATE	DELIVERY MODE
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07/25/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10714887	11/13/03	HEARD ET AL.	MBI-0058CIP

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425 MARKET STREET
SAN FRANCISCO, CA 94105

EXAMINER

David H. Kruse

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20070717

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Commissioner for Patents

The reply filed on 13 June 2006 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicants' election of Group II, claims 13 and 21(now cancelled) and SEQ ID NO: 3 and 4 in the response is acknowledged, but the claims as amended and the reply are found to be non-responsive because they present an invention non-elected by original presentation. See 37 CFR 1.111 and 1.145. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to David H. Kruse, Ph.D. whose telephone number is (571) 272-0799. The examiner can normally be reached on Monday to Friday from 8:00 a.m. to 4:30 p.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Anne Marie Grunberg can be reached at (571) 272-0975. The central FAX number for official correspondence is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group Receptionist whose telephone number is (571) 272-1600.

DAVID H. KRUSE, PH.D.
PRIMARY EXAMINER

David H. Kruse, Ph.D.
17 July 2007

David H Kruse
Primary Examiner
Art Unit: 1638